

FREDERICK COUNTY LIQUOR BOARD
Public Meeting Minutes
Monday, June 13, 2011

Those Present: Mr. James E. McClellan, Chairman
Mr. Robert C. Snyder, Board Member
Mr. Charles R. Cline, Board Member
Mrs. Linda B. Thall, Sr. Assistant County Attorney
Ms. Kathy L. Vahle, Administrator
Mr. Harold C. DeLauter, Alcoholic Bev. Inspector
Mrs. Sandra Rees, Administrative Specialist IV
Mrs. Ashley Sklarew, Administrative Specialist IV

A Public Meeting was held at 12 E. Church Street, Frederick, Maryland, and was called to order at 8:00 am by Chairman McClellan.

1. **New Beer, Wine and Liquor Tasting License** – A new law goes into effect on July 1, 2011 to allow liquor tastings in addition to beer and wine. The Board needs to approve the letters and guidelines to be sent to licensees and the fee for this new license. Only five other counties have this law.

MOTION ONE: Mr. Cline made a motion to set the fee at \$400.

SECOND: Mr. Snyder seconded the motion.

FURTHER DISCUSSION

ON THE MOTION: There was no further discussion on the motion.

VOTE: Mr. Cline – Aye
Mr. Snyder – Aye
Mr. McClellan – Aye

The vote was unanimous. **Aye – 3 Nay – 0**
(Motion Passed)

2. **Frederick City Police Compliance checks** – Ms. Vahle stated that she received a press release for the most recent compliance checks. The City Police went to 20 establishments and only 3 establishments sold to minors.
3. Decision Required: New

RE: Minda Sanon Tyeryar, Jittisak
Phakam and Sumittra Suwan
for the use of
JSP Group LLC
t/a Sumittra Thai Cuisine
12 E. Patrick St.
Frederick, MD 21701
Class B, On Sale, Beer, Wine and Liquor

The Board held a hearing for a new license. Ms. Vahle swore in the applicants (See attached Sign In Sheet). The pending item is the Final Zoning approval. The licensees said they had applied for the Zoning and Occupancy Permit. Liquor Inspector said they were compliant.

MOTION ONE: Mr. Cline made a motion for a conditional approval.

SECOND: Mr. Snyder seconded the motion.

FURTHER DISCUSSION

ON THE MOTION: There was no further discussion on the motion.

VOTE: Mr. Cline – Aye
Mr. Snyder – Aye
Mr. McClellan – Aye

The vote was unanimous. **Aye – 3 Nay – 0**
(Motion Passed)

4. Decision Required: Violation

RE: Paul Throne, Peggy Throne &
Richard Throne
for the use of Shopping Center
Liquors, LLC
t/a Ye Old Spirit Shop
1005 W. Seventh Street
Frederick, Maryland 21701
Class A, Off Sale, Beer, Wine & Liquor
License Number 11AL 1013 SUWT
FCLB Case Number: 4817

The Board held a violation hearing on a charge that on December 29, 2010 either directly or through an employee, the licensees allegedly sold alcoholic beverages to a minor, Kyle Carter. Mrs.

Thall swore in the licensees and potential witnesses. (See attached Sign In Sheet). Ms. Vahle stated that the license was issued on January 7, 2004 and there have been no violations. The licensees pled Guilty and said they made a mistake and it will not happen again.

MOTION ONE: Mr. Snyder made a motion for a fine of \$400.

SECOND: Mr. Cline seconded the motion.

FURTHER DISCUSSION

ON THE MOTION: There was no further discussion on the motion.

VOTE: Mr. Snyder – Aye
Mr. Cline – Aye
Mr. McClellan – Aye

The vote was unanimous. **Aye – 3 Nay – 0**
(Motion Passed)

5. Decision Required: Violation

RE: Sharadkumar Doshi & Sonal
Doshi
for the use of A-1 Mart, Inc.
t/a A-1 Mart
649 Himes Avenue
Frederick, Maryland 21703
Class A, Off Sale, Beer Only
License Number 11A 2255 SU
FCLB Case Number: 4804

The Board held a violation hearing on a charge that on December 29, 2010 either directly or through an employee, the licensees allegedly sold alcoholic beverages to a minor, Kyle Carter. Mrs. Thall swore in the licensees and potential witnesses. (See attached Sign In Sheet). Ms. Vahle stated that the license was issued December 27, 2007 and there was one violation for a Late Renewal which they paid a \$50 fine. The licensees pled Guilty.

MOTION ONE: Mr. Cline made a motion for a fine of \$400.

SECOND: Mr. Snyder seconded the motion.

FURTHER DISCUSSION

ON THE MOTION: There was no further discussion on the motion.

VOTE: Mr. Cline – Aye
Mr. Snyder – Aye
Mr. McClellan – Aye

The vote was unanimous. **Aye – 3 Nay – 0**
(Motion Passed)

6. Decision Required: Violation Hearing

RE: John Moore & Vicki Moore
for the use of It's A Wrapp,
Inc.
t/a Frederick Basket
Company
12 N. East Street
Frederick, Maryland 21701
Class A, Off Sale, Beer & Light Wine
License Number 11AW 1272 SUWT
FCLB Case Number: 4807

The Board held a violation hearing on a charge that on December 29, 2010 either directly or through an employee, the licensees allegedly sold alcoholic beverages to a minor, Brittany Mason. Mrs. Thall swore in the licensees and potential witnesses. (See attached Sign In Sheet). Ms. Vahle stated the license was issued February 11, 2008 and the only violation was the License not Displayed and they paid a \$50 fine. The licensees pled Guilty and said the clerk did check the ID but reversed the date.

MOTION ONE: Mr. Snyder made a motion for a fine of \$400.

SECOND: Mr. Cline seconded the motion.

FURTHER DISCUSSION

ON THE MOTION: There was no further discussion on the motion.

VOTE: Mr. Snyder – Aye
Mr. Cline – Aye
Mr. McClellan – Aye

The vote was unanimous. **Aye – 3 Nay – 0**
(Motion Passed)

7. Decision Required: Violation

RE: Sarom Lay, Kimrann Lay &
Erin Jones
for the use of Frederick
Discount Liquors, Inc.
t/a Frederick Discount
Liquors
529 N. Bentz Street
Frederick, Maryland 21701
Class A, Off Sale, Beer, Wine & Liquor
License Number 11AL 1117 SU
FCLB Case Number: 4808

The Board held a violation hearing on a charge that on December 29, 2010, either directly or through an employee, the licensees allegedly sold alcoholic beverages to a minor. Mrs. Thall swore in the licensees and potential witnesses. (See attached Sign In Sheet). Ms. Vahle stated that the license was issued September 26, 2000 and on April 2, 2002 there was a Sales to Minors violation and received a fine of \$350 and 10 days suspension that was suspended for six months of probation. The licensees pled Guilty.

MOTION ONE: Mr. Cline made a motion for a fine of \$700.

SECOND: Mr. Snyder seconded the motion.

FURTHER DISCUSSION

ON THE MOTION: There was no further discussion on the motion.

VOTE: Mr. Cline – Aye
Mr. Snyder – Aye
Mr. McClellan – Aye

The vote was unanimous. **Aye – 3 Nay – 0**
(Motion Passed)

8. Decision Required: Approval of the Public Meeting Minutes for May 23, 2011.

The Public Meeting Minutes of May 23, 2011 were approved.

MOTION: Mr. Cline made a motion to approve the minutes for May 23, 2011.

SECOND: Mr. Snyder seconded the motion.

FURTHER DISCUSSION

ON THE MOTION: There was no further discussion on the motion.

VOTE: Mr. Cline – Aye
Mr. Snyder-Aye
Mr. McClellan-Aye

The vote was unanimous. **Aye – 3 Nay – 0**
(Motion Passed)

9. **Redman's Club** – The Liquor Inspector received a report regarding this establishment having problems with intoxicated people. When he entered the establishment for an inspection there was a woman who could not stand up because she was intoxicated. She would not give him her name. Mrs. Thall suggested that the Inspector get witness statements and come back before the Board.

ADJOURN

The meeting was adjourned at 8:53 am.

Respectfully submitted,

Kathy Vahle, Administrator
FREDERICK COUNTY LIQUOR BOARD

Prepared by Sandra Rees